

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re:

SRC HOLDING, INC. et al.,

Debtor(s),

AMENDED  
SCHEDULING ORDER  
AND ORDER FOR PRETRIAL

BRIAN F. LEONARD, as Trustee

Plaintiff(s),

ADV 04-4117-NCD  
BKY 02-40284 NCD

v.

SPIELO MANUFACTURING, INC.,

Defendant(s).

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IT IS ORDERED:

1. All discovery shall be concluded no later than  
November 26, 2004.

2. All dispositive or nondispositive motions, including those relating to discovery, shall be filed on or before  
December 27, 2004. Motions not filed by this date will not be heard.

3. This proceeding will be considered ready for trial as of January 20, 2005.

4. A pretrial conference will be held on  
January 25, 2005, at 10:00 a.m.; in United States Courthouse, Suite 8W, 300 South Fourth Street, Minneapolis, Minnesota 55415.

5. Each party shall bring to the pretrial conference the following:

- a) PRELIMINARY WITNESS LIST - A witness list which contains the names, addresses and a brief description

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of the expected testimony of each witness the party will call during its case-in-chief. A person not listed on this list may not be placed on the party's final witness list and may not testify during the party's case-in-chief.

- b) PRELIMINARY EXHIBIT LIST - An exhibit list containing a description of all exhibits expected to be offered at trial. Exhibits not listed on this list may not be placed on the party's final exhibit list and may not be offered during the party's case-in-chief.

6. The parties shall discuss settlement and report to the court on the status of these discussions.

7. All parties shall be prepared to address the following issues:

- a) The likelihood of settlement;
- b) The length of trial;
- c) What legal and factual issues can be stipulated;
- d) What legal and factual issues will require resolution at trial.

8. The dates fixed in this order are mandatory. Deadlines shall not be extended except on motion and for good cause.

9. Failure to appear may result in the imposition of sanctions under Bankruptcy Rule 7016 and Fed. R. Civ. P. 16(f).

10. Fed. R. Civ. P. 26(a)(1), (a)(2), (a)(3) and (f) do not apply in this proceeding.

Dated: June 23, 2004

/e/ Robert J. Kressel

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ROBERT J. KRESSEL  
UNITED STATES BANKRUPTCY JUDGE

STATE OF MINNESOTA

ss.

COUNTY OF HENNEPIN

I, Kristin Neff, hereby certify: I am a Deputy Clerk of the United States Bankruptcy Court for the District of Minnesota; on June 23, 2004, I placed copies of the attached

ORDER 04-4117

in envelopes addressed to each of the following persons, corporations, and firms at their last known addresses, and had them metered through the court's mailing equipment:

THOMAS ATMORE  
BRIAN F LEONARD  
100 S 5<sup>TH</sup> ST STE 2500  
MINNEAPOLIS MN 55402

DAVID E. RUNCK, ESQ.  
OPPENHEIMER, WOLFF, & DONNELLY  
3300 PLAZA VII  
45 SOUTH SEVENTH ST  
MINNEAPOLIS MN 55402-1609

I sealed and placed the envelopes in the United States Mail at Minneapolis, Minnesota.

/e/ Kristin Neff  
Kristin Neff